

United States District Court

WESTERN DISTRICT OF WASHINGTON

DOMINGO GERMAN MACAVILCA

JUDGMENT IN A CIVIL CASE

v.

EDWARD R. KANDLER, et al.,

CASE NUMBER: C08-5312FDB/KLS

 Jury Verdict. This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

xx **Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED

That the Court adopts the Report and Recommendation; and

This action is **DISMISSED without prejudice** prior to service for failure to state a claim.

December 5, 2008

Date

BRUCE RIFKIN

Clerk

s/CM Gonzalez

Deputy Clerk